

EXHIBIT 4

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

LK NUTRITION, LLC,)
Plaintiffs,) Civil No. 12-cv-07905
vs.)
PREMIER RESEARCH LABS, LP)
and ROBERT J. MARSHALL,)
individually,)
Defendants.)

DEPOSITION OF PAUL DUGGAN

April 17, 2015
Chicago, Illinois
10:12 a.m.

Reported By:
Sheri E. Liss, CSR, RPR, CRR, CLR, RSA
Job No. 38448

DEPOSITION OF PAUL DUGGAN

The deposition of PAUL DUGGAN, called by the Defendant for examination, taken pursuant to the Code of Civil Procedure and the Rules of the Supreme Court of the State of Illinois pertaining to the taking of depositions for the purposes of evidence, taken before Sheri E. Liss, CSR NO. 084-002600, a Certified Shorthand Reporter within and for the State of Illinois, Registered Professional Reporter, Certified Realtime Reporter, at the offices Amin Talati, 55 West Monroe Street, Suite 3400, Chicago, Illinois, on April 17, 2015 at the hour 10:12 o'clock a.m.

DEPOSITION OF PAUL DUGGAN

THE VIDEOGRAPHER: We are now on the record. This is the video deposition of Paul J. Duggan, being taken on April 17, 2015. The time is now 10:12 a.m. We're at 55 West Monroe Street, Suite 3400 in Chicago, Illinois. This deposition is being taken on behalf of the defendant in the matter of LK Nutrition, LLC, versus Premier Research Labs, LP, Case No. 12-cv-07905 filed in the United States District Court for the Northern District of Illinois.

My name is John Doody, certified legal video specialist. The court reporter today is Sheri Liss. We represent David Feldman Worldwide.

Will counsel please identify yourselves for the record.

MR. SOLON: Patrick Solon, Dylan Brown for the plaintiff.

MS. ALIKHAN: Saira Alikhan on behalf of defendants.

MR. KAISER: Ryan Kaiser on behalf of the defendants.

MR. KRIT: Jonathan Krit on behalf of defendants.

DEPOSITION OF PAUL DUGGAN

Q. What information did you receive from LK/Forza?

A. It's on that list that you just showed me. The 28 items.

Q. Did you ask for that information?

A. Yes.

Q. Do you recall specifically what you asked for?

A. No.

Q. Were you ever told what opinions should be contained in the report?

A. Yes.

Q. By whom?

A. All I was instructed to do by counsel was to calculate damages, so to that -- and that I had free reign to do what I calculated damage, no one else did.

Q. Were you ever told what opinions should be contained in the report?

A. Other than just complete -- just to calculate the damages suffered, that was it. Then I broke them down, which is what this report is indicating.

Q. What did you do to prepare for your

DEPOSITION OF PAUL DUGGAN

deposition today?

A. I reread parts of my expert report, I looked again at the Ripley report, I met with counsel this morning, had a cup of coffee before we came over here.

Q. When you said you looked at the Ripley report, what are you referring to?

A. Exhibit B indicates, at Item 3, a deposition of a Michael Ripley and related documents, business plan.

Q. What does "related documents" refer to?

A. I think it was the documents attached to his deposition.

Q. All of them?

A. I was given the deposition with the related exhibits.

Q. You don't know if it was all of them?

A. I would have no idea.

Q. Do you know which ones you specifically relied upon?

A. Not from memory.

Q. If you saw them would that refresh your recollection?

A. Perhaps.

DEPOSITION OF PAUL DUGGAN

Q. You said you had a cup of coffee with your attorney this morning. How long did you review during that time, prepare for your deposition?

A. I got to the office some time around a quarter to nine and got a cup of coffee. We talked a little bit between 9:00 and 9:30. I called my office and cleaned up some office issues and walked over.

Q. So about a half hour?

A. A half hour, a cup of coffee, yeah.

Q. Did you do anything else to prepare for your deposition today?

A. Like I said, I read parts of the -- reread parts of the expert report yesterday.

Q. Did you speak with anyone besides your attorney in preparation for your deposition today?

A. Since the expert report?

Q. Yeah. In preparation, in anticipation of today.

A. No.

Q. Are all of the opinions that you have concerning this case contained in the expert report we've marked as Exhibit 2?

A. Yes.

DEPOSITION OF PAUL DUGGAN

report.

Q. What areas did you and Mr. Kemp disagree on?

A. We didn't disagree. I told him that, for example, he bills at the rate of \$1500 a day. And he's still billing at that. He received that last month for working ESPN. That I didn't think it was plausible that he would work 52 hours a week and I reduced it to 50. He showed 40 hours a week for 52 weeks and I reduced it to 50 weeks.

Q. Any other areas where you disagreed?

A. No. Not that I recall.

MS. ALIKHAN: I don't have any further questions.

MR. SOLON: Nothing further. We will reserve the signature.

THE VIDEOGRAPHER: This concludes today's deposition of Paul Duggan. We're off the record. The time is 5:53 p.m.

(Whereupon, the proceedings were concluded.)